

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21086 of 2022

Arising Out of PS. Case No.-1306 Year-2018 Thana- MUZZFARPUR COMPLAINT CASE
District- Muzaffarpur

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Sunil Vajpayi @ Chhotu Vajpayi Son Of Rajnarayan Vajpayi @ Rajnarayan
Bajpayee R/O- Village- Tiwari Tola P.O.- Saharsa , P.S. -Saharsa District-
Saharsa Petitioner/s

Versus

1. The State of Bihar
2. Annu Kumari Wife Of Sunil Vajpayi @ Chhotu Vajpayi, Daughter Of Shree
Ram Avashthi R/O- Village- Tiwari Tola, Po- Saharsa, P.S.- Saharsa,
District- Saharsa At Present- Village- Vishanpura, P.S.- Baruraj, District-
Muzaffarpur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mritunjay Kumar Singh
For the Opposite Party/s : Mr. Sucheta Yadav

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

5 17-02-2023 Heard learned counsel for the parties.

Learned counsel for the petitioner has filed the
supplementary affidavit in which it is stated that the
complainant and his mother is residing in the same house.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 498A of
the Indian Penal Code and Section 3/4 of the Dowry
Prohibition Act.

Petitioner, who is husband of opposite party no2.,
is said to have ousted the opposite party no.2 from her
matrimonial home in association of his family members over the
dowry demand.



It is submitted by learned counsel for the petitioner that the petitioner is an innocent person and has committed no offence. Petitioner has neither made any dowry demand nor drove her out of her matrimonial home nor tormented her over the demand of dowry. He is still ready to keep her with full honour and dignity. The petitioner has relied upon the judgment of this Court in the case of **Md. Naimul Haque Ansari @ Naimul Haque Ansari & Ors. Vs. The State of Bihar**, reported in **2006 (3) PLJR 182**.

In that view of the matter, let the above named petitioner, be released on anticipatory bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Muzaffarpur Complaint Case No. 1306-C of 2018, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

If so advised, either of the parties will be at liberty to make an application before the learned Court below for referring the matter to the District Mediation Center for the purpose of



reconciliation or one time settlement.

(Anjani Kumar Sharan, J)

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